

Electronically Recorded

Tarrant County Texas

Official Public Records

10/15/2010 3:45 PM

D210256081



Suzanne Henderson

PGS 2 \$20.00

Submitter: SIMPLIFILE



Permian Land Company
1501 Summit Ave., Ste 200
Fort Worth, TX 76102

Submitter: Permian Land Company

SUZANNE HENDERSON
TARRANT COUNTY CLERK
TARRANT COUNTY COURTHOUSE
100 WEST WEATHERFORD
FORT WORTH, TX 76196-0401

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WARNING - THIS IS PART OF THE OFFICIAL RECORD.

ELECTRONICALLY RECORDED
BY SIMPLIFILE

By: _____

ANY PROVISION WHICH RESTRICTS THE SALE, RENTAL OR USE
OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR
RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS LICENSE NUMBER.

AMENDMENT OF OIL AND GAS LEASE

STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF TARRANT §

WHEREAS, Alvin Babineaux and Melinda Yeager, also known as Melinda Babineaux ("Lessor"), whose address is 1203 Bellerest Dr., Arlington, TX 76002, executed an Oil and Gas Lease dated December 28, 2007 (the "Lease"), which is recorded as Instrument #D208067736 in the Official Public Records of Tarrant County, Texas, in favor of Hollis R. Sullivan, Inc. ("Original Lessee"), covering Lot 3, Block 3, Lynn Creek Village, as more particularly described in the Lease;

WHEREAS, the Lease and all rights thereunder are now owned and held by XTO Energy Inc., whose address is 810 Houston Street, Fort Worth, Texas 76102 ("Lessee"), as the successor in interest to Original Lessee under the terms of the Lease; and

WHEREAS, Lessor and Lessee desire to amend the Lease as set forth herein.

NOW, THEREFORE, for Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee hereby agree to amend the Lease as follows:

In Paragraph 5 of the Lease, "320 acres" is hereby deleted and replaced with "640 acres + 10% acreage tolerance".

Lessor hereby adopts, ratifies, and confirms the Lease as to all of the terms and provisions therein, as amended by this Amendment of Oil and Gas Lease, and for the same consideration, Lessor does hereby lease, grant, demise, and let the lands covered by the Lease unto Lessee, its successors and assigns, in accordance with all of the terms and provisions of the Lease, as amended hereby.

Except as amended by this Amendment of Oil and Gas Lease, the Lease is and remains in full force and effect as originally written.

This Amendment is executed this the 6 day of October, 2010, but shall be effective for all purposes as of December 28, 2007.

LESSOR

Alvin Babineaux

Melinda Yeager, aka Melinda Babineaux

LESSEE:

XTO ENERGY INC.

By: Edwin S. Ryan, Jr.
Name: Edwin S. Ryan, Jr.
Title: Sr. VP - Land Administration

ACKNOWLEDGEMENTS

STATE OF TEXAS §

COUNTY OF Tarrant §

This instrument was acknowledged before me on this 6 day of October, 2010, by Alvin Babineaux & Melinda Babineaux

Brent Lee Evans
Notary Public

STATE OF TEXAS §

COUNTY OF TARRANT §

This instrument was acknowledged before me on this the 15th day of October, 2010, by Edwin S. Ryan, Jr.
Sr. VP - Land Administration of XTO Energy Inc., a Delaware corporation, on behalf of said corporation.

Debra L. Nunez
Notary Public

